

LEVI & KORSINSKY, LLP

ADAM M. APTON (SBN 316506)
ADAM C. MCCALL (SBN 302130)
388 Market Street, Suite 1300
San Francisco, CA 94111
Telephone: (415) 373-1671
Facsimile: (212) 363-7171

*Attorneys for Lead Plaintiff
Glen Littleton and the Class*

COOLEY LLP

STEPHEN C. NEAL (170085) (nealsc@cooley.com)
PATRICK E. GIBBS (183174) (pgibbs@cooley.com)
3175 Hanover Street
Palo Alto, California 94304-1130
Telephone: +1 650 843 5000
Facsimile: +1 650 849 7400

*Attorneys for Defendants
Tesla, Inc., Elon Musk, Brad W. Buss,
Robyn Denholm, Ira Ehrenpreis,
Antonio J. Gracias, James Murdoch,
Kimbal Musk, and Linda Johnson Rice*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE TESLA, INC. SECURITIES
LITIGATION

Case No. 3:18-cv-04865-EMC

**STIPULATION AND [PROPOSED] ORDER
FOR MODIFICATION OF SCHEDULING
ORDER**

Pursuant to Civil Local Rule 6-2, Lead Plaintiff Glen Littleton (“Lead Plaintiff”) and Defendants Tesla, Inc., Elon R. Musk, Brad W. Buss, Robyn Denholm, Ira Ehrenpreis, Antonio J. Gracias, James Murdoch, Kimbal Musk, and Linda Johnson Rice (collectively, “Defendants”) (collectively, Lead Plaintiff and Defendants are referred to as the “Parties”), by and through their undersigned counsel of record, submit the following stipulation and proposed order:

WHEREAS, on May 31, 2020, the Court entered a Case Management and Pretrial Order for Jury Trial setting the litigation deadlines for this case (Dkt. No. 261);

WHEREAS, on May 3, 2021, the Parties filed a Stipulation with Proposed Order requesting a Modification to the Pretrial Order (Dkt. No. 320);

WHEREAS, on May 5, 2021, the Court entered the Stipulated Request for Order Changing Time and Order as Modified (Dkt. No. 321);

WHEREAS, despite the Parties' best efforts in scheduling depositions, due to schedules and other restraints, some of Defendants' depositions are not scheduled until late October, after the deadline for Opening Expert Reports;

WHEREAS, because the Defendants' depositions may affect the opening expert reports, counsel for Defendants and counsel for Lead Plaintiff have conferred regarding extending certain litigation deadlines for this case;

WHEREAS, the Parties agreed to modify certain deadlines for this case while maintaining the previously scheduled dates for the Final Pretrial Conference and Trial;

NOW, THEREFORE, the Parties hereby jointly request that the Court enter an order establishing the following deadlines in this case:

EVENT	CURRENT SCHEDULE	PROPOSED MODIFIED SCHEDULE
Disclosure of Experts and Topics	October 12, 2021	November 9, 2021
Opening Expert Reports	October 12, 2021	November 9, 2021
Rebuttal Expert Reports	November 16, 2021	December 14, 2021
Expert Depositions	December 3, 2021	January 11, 2022
Dispositive Motions	December 16, 2021	January 14, 2022
Opposition to Dispositive Motions	January 17, 2022	February 15, 2022
Reply in Further Support of Dispositive Motions	February 7, 2022	March 7, 2022
Hearing on Dispositive Motions	March 3, 2022	March 17, 2022
Final Pretrial Conference	May 3, 2022	May 3, 2022
Trial	May 31, 2022	May 31, 2022

1 Dated: October 6, 2021

LEVI & KORSINSKY, LLP

2 By: /s/ Adam M. Apton

3 Adam M. Apton

4 Adam M. Apton (316506)
5 Adam C. McCall (302130)
6 388 Market Street, Suite 1300
7 San Francisco, CA 94111
8 Telephone: (415) 373-1671
9 Facsimile: (212) 363-7171
10 Email: aapton@zlk.com
11 Email: amccall@zlk.com

12 Nicholas I. Porritt (*pro hac vice*)
13 Alexander A. Krot III (*pro hac vice*)
14 1101 30th Street NW, Suite 115
15 Washington, D.C. 20007
16 Telephone: (202) 524-4290
17 Facsimile: (212) 363-7171
18 Email: nporritt@zlk.com
19 Email: akrot@zlk.com

20 Joseph Levi (*pro hac vice*)
21 Eduard Korsinsky (*pro hac vice*)
22 55 Broadway, 10th Floor
23 New York, New York 10006
24 Tel: (212) 363-7500
25 Fax: (212) 363-7171
26 Email: jlevi@zlk.com
27 Email: ek@zlk.com

28 *Attorneys for Lead Plaintiff Glen Littleton and
Lead Counsel for the Class*

1 Dated: October 6, 2021

COOLEY LLP

2 By: /s/ Patrick E. Gibbs
3 Patrick E. Gibbs

4 Stephen C. Neal (170085)
5 Patrick E. Gibbs (183174)
6 Samantha A. Kirby (307917)
7 3175 Hanover Street
8 Palo Alto, CA 94304-1130
9 Telephone: (650) 843-5000
10 Facsimile: (650) 849-7400
11 Email: nealsc@cooley.com
12 pgibbs@cooley.com
13 skirby@cooley.com

14 Sarah M. Lightdale (*pro hac vice*)
15 Brian M. French (*pro hac vice*)
16 Bingxin Wu (*pro hac vice*)
17 55 Hudson Yards
18 New York, NY 10001-2157
19 Telephone: (212) 479-6000
20 Facsimile: (212) 479-6275
21 Email: slightdale@cooley.com
22 bfrench@cooley.com
23 bwu@cooley.com

24 *Attorneys for Defendants Tesla, Inc., Elon Musk,*
25 *Brad W. Buss, Robyn Denholm, Ira Ehrenpreis,*
26 *Antonio J. Gracias, James Murdoch, Kimbal*
27 *Musk, and Linda Johnson Rice*

28 Pursuant to Civil Local Rule No. 5-1(i)(3), all signatories concur in filing this Stipulation.

23 Dated: October 6, 2021

LEVI & KORSINSKY, LLP

24 By: /s/ Adam M. Apton
25 Adam M. Apton

1 **SO ORDERED.**

2

3

4 Dated: _____

HON. EDWARD M. CHEN
United States District Judge